

RESOLUTION NO. 1123

A RESOLUTION AUTHORIZING ACCEPTANCE OF OREGON BUSINESS DEVELOPMENT DEPARTMENT BROWNFIELDS REDEVELOPMENT FUND GRANT AND AUTHORIZING SPENDING FOR LEVEL 3 ENVIRONMENTAL ASSESSMENT

WHEREAS, the Prineville City Council previously approved payments for Levels 1 and 2 environmental assessments which were conducted on City of Prineville Railway property located near the rail yard (hereinafter the "Property"); and

WHEREAS, Oregon Department of Environmental Quality is requiring as part of Level 3 environmental assessment of the Property that the City: (a) place groundwater monitoring wells; (b) monitor the groundwater from the wells; and (c) complete a soil gas survey (analysis of air samples from beneath the ground surface and beneath floors in certain contaminated areas) on the Property; and

WHEREAS, the City of Prineville applied for a grant through the Oregon Business Development Department from the Brownfields Redevelopment Fund for groundwater monitoring wells, monitoring the groundwater from the wells and completion of the soil gas survey on the Property; and

WHEREAS, the Oregon Business Development Department has approved a \$60,000 grant to the City for the Level 3 environmental assessment of the Property conditioned on the City contributing \$17,168 of matching funds; and

WHEREAS, of the \$77,168 total of grant funds (\$60,000) and City matching funds (\$17,168) \$32,188 has been spent and will be reimbursed by the grant funds leaving \$44,980 for the Level 3 environmental assessment; and

WHEREAS, City staff believes it is in the best interests of the City to accept the \$60,000 grant;

NOW, THEREFORE, it is hereby resolved as follows:

1. That the City of Prineville accept the \$60,000 grant from the Oregon Business Development Department Brownfields Redevelopment Fund, known as Project No. N10001;
2. That the City spend up to \$44,980 (including \$13,400 from the City as its remaining share of the matching funds) for the Level 3 environmental assessment on the Property;
3. That no City funds above \$44,980 shall be spent for Level 3 environmental assessment or Property cleanup without further approval of the Prineville City Council; and

4. That the Mayor of the City of Prineville is authorized to sign the Grant Agreement on behalf of the City of Prineville and that the Mayor, City Manager, Railway Manager, and other City staff members, are authorized to sign other documents concerning the grant and the Level 3 environmental assessment as needed.

Passed by the City Council this ____ day of January, 2010.

Signed by the Mayor this ____ day of January, 2010.

Mike Wendel, Mayor

ATTEST:

Steve Forrester, City Manager/Recorder